Attorney Docket No.: 50325-0074

MAR 2 9 2006 Re the Patent BA

Re the Application of: Shai Mohaban, et al.

Application No.: \_09/347,438

Filed: Juloy 2, 1999

For: METHOD AND APPARATUS FOR CREATING POLICIES FOR POLICY-BASED MANAGEMENT

OF QUALITY OF SERVICE TREATMENTS OF NETWORK DATA TRAFFIC FLOWS

Group Art Unit:: 2157

Examiner: Barbara N. Burgess

## NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

MAIL STOP AF COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, VA 22313-1450

| dated <u>N</u> | Applicant(s) hereby appeal(s) to the Board of P<br>November 30, 2005 of the Examiner rejecting cla  |        |                                       |  |
|----------------|---|--------|---------------------------------------|--|
|                | The item(s) checked below are appropriate:  |        |                                       |  |
| XXX            | The following is the Notice of Appeal fee under 37 C.F.R § 1.17(b):   |        |                                       |  |
|                | X a. other than small entity:   | fee \$ | 500.00                                |  |
|                | b. small entity:  | fee \$ | 250.00                                |  |
|                | verified statement attached   |        |                                       |  |
|                | verified statement was filed _  | ·-     | · · · · · · · · · · · · · · · · · · · |  |
| X              | Extension of Time under 37 C.F.R. § 1.136(a) for reply to the rejection is requested. A check for the fee for the extension of time within the first month in the amount of \$120.00 is enclosed. |        |                                       |  |
| X              | Enclosed is a check in the amount of \$ _620.00 for the Notice of Appeal fee ar extension of time within the first month fee.   |        |                                       |  |
|                | Please charge the Notice of Appeal fee to De<br>this sheet is enclosed for Deposit Account ch   |        |                                       |  |

03/29/2006 MBIZUNES 00000052 09347438

Sir:

01 FC:1401 02 FC:1251 500.00 OP 120.00 OP

## MOHABAN, Ser. No. 09/347,438, GAU 2157, Examiner B. Burgess NOTICE OF APPEAL

| XXX If any additional fee is required, please charge Deposit Account No. 50-1302. A duplicate of this sheet is enclosed for Deposit Account charging purposes.  |                                     |  |  |  |
|---|-------------------------------------|--|--|--|
|   | HICKMAN PALERMO TRUONG & BECKER LLP |  |  |  |
| Date: March 23, 2006  | Christopher J. Palermo              |  |  |  |
|   | Reg. No. 42,056                     |  |  |  |
| 2055 Gateway Place, Suite 550 San Jose, California 95110-1089 Telephone: (408) 414-1080 ext. 204 Facsimile: (408) 414-1076  |                                     |  |  |  |
|   |                                     |  |  |  |
|   |                                     |  |  |  |
|   |                                     |  |  |  |
|   |                                     |  |  |  |
|   |                                     |  |  |  |
|   |                                     |  |  |  |
|   |                                     |  |  |  |
| I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 |                                     |  |  |  |
| on March 23, 2006  Date of Deposit  |                                     |  |  |  |
| Teresa Austin  Name of Person Mailing Correspondence  |                                     |  |  |  |
| Just Aust March 23, 2006  |                                     |  |  |  |
| Signature<br>·  | Date                                |  |  |  |

Attorney Docket No.: 50325-0074 - 2 -

A .. &